

By: Isaac

H.B. No. 376

A BILL TO BE ENTITLED

AN ACT

relating to the prosecution of certain criminal offenses involving disabling, damaging, or destroying an unmanned aircraft.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 423, Government Code, is amended by adding Section 423.010 to read as follows:

Sec. 423.010. DISABLING, DAMAGING, OR DESTROYING UNMANNED AIRCRAFT. It is an affirmative defense to prosecution for an offense involving damage or destruction of property under Section 28.03 or 28.04, Penal Code, that the actor:

(1) was on property owned or legally occupied by the actor;

(2) legally possessed a firearm;

(3) used that firearm to disable, damage, or destroy an unmanned aircraft that was unlawfully on or over the property in violation of this chapter; and

(4) was not prohibited from discharging the firearm under Section 42.12, Penal Code, other law or local regulation, or a dedicatory instrument governing use of the property.

SECTION 2. This Act takes effect December 1, 2017.